

LISTING OF CLAIMS:

1. (Currently amended) A process for evaluating the strength of a specific intellectual property for purposes of commercializing it comprising the steps of :
 - a) interacting with a computer;
 - b) entering data from one or more sources including from a complete set of pre-selected tasks and from a questionnaire ~~completed by the owner of the intellectual property~~, into said computer, said computer having been pre-programmed such that said data is organized by one or more predetermined risk factors grouped into categories;
 - c) evaluating the data by comparing each risk factor and each category to a preset standard;
 - d) computing a score by transforming said data into a composite score which represents a relative degree of strength associated with any undertaking to commercialize said intellectual property;
2. (Original) The process of Claim 1 wherein entering of the data into the computer is done via telephone from a location other than the location having the computer.
3. (Previously Presented) The process of Claim 1 wherein the predetermined risk factors are grouped into categories selected from the categories of subjects comprising: Technical Orientation, Technical Review, Preliminary Assessment, Patent Study, Market Identification and Analysis, Industry Intelligence, Cost/ Benefit Analysis, Marketing/Licensing Assessment and Licensing/Enforcement.
4. (Previously Presented) The process of Claim 3 wherein transforming said data is achieved by calculating a category score for each category.
5. (Previously Presented) The process of Claim 4 wherein each category score is weighted and combined with other category scores and used to modify a primary risk indicia to calculate said composite score.
6. (Original) The process of Claim 5 wherein the composite score is modified by a moral hazard factor to calculate a probable success factor.
7. (Previously Presented) The process of Claim 6 wherein the probable success factor is multiplied in a post-computer step by projected recoveries to determine the net recovery from commercializing the intellectual property.
8. (Original) The process of Claim 7 wherein the intellectual property to be commercialized is a patent.
9. (Original) The process of Claim 7 wherein the intellectual property to be commercialized is a trademark.
10. (Original) The process of Claim 7 wherein the intellectual property to be commercialized is a copyright.

11. (Currently amended) A process for determining the probable success of a lawsuit comprising the steps of:

- a) interacting with a pre-programmed computer;
- b) entering data from one or more sources including from a completed set of pre-selected tasks and from a questionnaire ~~completed by the owner of the intellectual property~~ into said computer, said computer having been pre-programmed such that said data is organized by pre-determined categories;
- c) evaluating the data by comparing each category to a preset standard;
- d) transforming said data into a composite score which represents a relative degree of strength associated with the lawsuit;
- e) using the composite score to determine a probable success factor for undertaking the lawsuit.

12. (Original) The process of Claim 11 wherein the lawsuit is one involving intellectual property.

13. (Previously Presented) The process of Claim 12 wherein the composite score is based upon an evaluation of one or more risk factors specific to the intellectual property upon which a suit is being brought.

14. (Previously Presented) The process of Claim 12 wherein the composite score is a category score resulting from categorizing various risk factors into categories and determining a category score.

15. (Original) The process of Claim 14 wherein the category score is used to modify a primary risk indicia in determining a composite score.

16. (Original) The process of Claim 15 wherein an adjustment for moral hazard is made to the composite score resulting in a probable success factor.

17. (Previously Presented) The process of Claim 16 wherein the probable success factor is applied in a post-computer step to a projected recovery to determine the net recovery.

18. (Original) The process of Claim 14 wherein the determination of the category score is accomplished using at least one relative risk factor.

19. (Cancelled)

CLAIMS AMMENDMENTS

The only two independent claims in the application have been amended by deleting the phrase “completed by the owner of the intellectual property”; this deletion is necessitated by the fact that it is unduly restrictive in that the questionnaire may be completed by one other than the owner of the intellectual property who has knowledge of the subject matter. The specification at page 5 line 17 permits the deletion of the restriction that the questionnaire be completed by the owner of the intellectual property, since it teaches that the questionnaire may be completed by another on his behalf.